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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Certificate of Mailing Applicants: Robert R. Turvey I hereby certify that this paper, attachments and fees are being Serial No.: 10/723,913 deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Filed: November 26, 2003 Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: For: SUSPENSION DEVICE FOR THERMOPLASTIC CONTAINERS November 23, 2004 Group Art Unit: 3632 Examiner: Ramon Ramirez Thomas P. Riley Registration No. 50,556 Atty. Docket No.: J-3672A Attorney for Applicant(s) Customer No.: 29471

AMENDMENT A

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the non-final Office action dated August 24, 2004, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

Appl. No. 10/723,913 Amdt. dated November 23, 2004 Reply to O.A. of August 24, 2004

Further, because the prior art does not disclose or suggest all of the elements recited by the claims at issue, it follows that those claims are not rendered obvious thereby. To establish a prima facie case of obviousness, all the claim limitations must be taught or suggested by the prior art. In re Royka, 180 USPQ 580 (CCPA 1974).

For the foregoing reasons, reconsideration and withdrawal of the rejections of the claims at issue and allowance thereof are respectfully requested.

Respectfully submitted,

McCracken & Frank LLP

By

Thomas P. Riley

Reg. No. 50,556

Date: November 23, 2004

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